



CITY OF MORGAN HILL  
COMMUNITY DEVELOPMENT DEPARTMENT, PLANNING DIVISION

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## **SPECIAL PLANNING COMMISSION MEETING**

**SEPTEMBER 1, 2009**

**CITY COUNCIL CHAMBERS  
CIVIC CENTER  
17555 PEAK AVENUE  
MORGAN HILL, CA**

### **COMMISSIONERS**

CHAIR, WAYNE TANDA  
VICE-CHAIR, COMMISSIONER JOSEPH H. MUELLER  
COMMISSIONER ROBERT L. ESCOBAR  
COMMISSIONER NANCY K. HART  
COMMISSIONER SUSAN KOEPP-BAKER  
COMMISSIONER JOHN LIEGL  
COMMISSIONER JOHN A. MONIZ

**7:00 P.M.**

**\*\*\* A G E N D A \*\*\***

### **NOTICE TO THE PUBLIC**

*The following policies shall govern the conduct of the Planning Commission meetings:*

- *All Planning Commission proceedings are tape-recorded.*
- *Individuals wishing to address the Planning Commission on a particular item should fill out a speaker card and present it to the Secretary. This will assist the Chairperson in hearing your comments at the appropriate time.*
- *When the Chairperson invites you to address the Commission, please state your name and address at the beginning of your remarks.*
- *Speakers will be recognized to offer presentations in the following order:*
  - *Those supporting the application*
  - *Those opposing the application*
  - *Those with general concerns or comments*
  - *Presentations are limited to 5 minutes*

**DECLARATION OF POSTING OF AGENDA IN ACCORDANCE WITH  
GOVERNMENT CODE SECTION 54954.2 - SECRETARY REPORT**

**OPEN PUBLIC COMMENT PERIOD (5 MINUTES)**

Now is the time for presentation from the public on items **NOT** appearing on the agenda that are within the Planning Commission's jurisdiction. Should your comments require Commission action, your request will be placed on the next appropriate agenda. No Commission discussion or action may be taken until your item appears on a future agenda. You may contact the Planning Division for specific time and dates. This procedure is in compliance with the California Public Meeting Law (Brown Act) G.C. 54950.5. Please limit your comments to five (5) minutes.

- 1) **COMMENTS ON DRAFT MASTER ENVIRONMENTAL IMPACT REPORT (DMEIR) FOR THE PROPOSED DOWNTOWN SPECIFIC PLAN:** The findings of the Draft Master Environmental Impact Report will be reviewed, and Planning Commission and public comments on the DMEIR will be accepted. Responses to comments will be provided in the Final EIR document that will be prepared subsequent to close of the public review period for the Draft EIR; comments may be made verbally at this September 1, 2009 meeting and in writing through September 14, 2009.
- 2) **COMMENTS ON DRAFT ENVIRONMENTAL IMPACT REPORT (DEIR) FOR THE PROPOSED CIRCULATION ELEMENT GENERAL PLAN AMENDMENT:** The findings of the Draft Environmental Impact Report will be reviewed, and Planning Commission and public comments on the DEIR will be accepted. Responses to comments will be provided in the Final EIR document that will be prepared subsequent to close of the public review period for the Draft EIR; comments may be made verbally at this September 1, 2009 meeting and in writing through September 17, 2009.

**ANNOUNCEMENTS**

**ADJOURNMENT**

**SPEAKER CARD**

*IN ACCORDANCE WITH GOVERNMENT CODE 54953.3, IT IS NOT A REQUIREMENT TO FILL OUT A SPEAKER CARD IN ORDER TO SPEAK TO THE PLANNING COMMISSION. HOWEVER, it is very helpful to the Commission if you would fill out the Speaker Card that is available on the counter in the Council Chambers. Please fill out the card and return it to the Deputy City Clerk. As your name is called by the Chairperson, please walk to the podium and speak directly into the microphone. Clearly state your name and address and proceed to comment upon the agenda item. Please limit your remarks to three (3) minutes.*

**NOTICE**

**AMERICANS WITH DISABILITY ACT (ADA)**

*The City of Morgan Hill complies with the Americans with Disability Act (ADA) and will provide reasonable accommodation to individuals with disabilities to ensure equal access to all facilities, programs and services offered by the City.*

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*If assistance is needed regarding any item appearing on the Planning Commission agenda, please contact the Office of the City Clerk at City Hall, 17555 Peak Avenue or call 779-7259 or Hearing Impaired only - TDD 776-7381 to request accommodation.*

**NOTICE**

*NOTICE IS GIVEN pursuant to Government Code Section 65009, that any challenge of any of the above agenda items in court, may be limited to raising only those issues raised by you or on your behalf at the Public Hearing described in this notice, or in written correspondence delivered to the Planning Commission at, or prior to the Public Hearing on these matters.*

**NOTICE**

*The time within which judicial review must be sought of the action taken by the Planning Commission which acted upon any matter appearing on this agenda is governed by the provisions of Section 1094.6 of the California Code of Civil Procedure.*

**NOTICE**

*All public records relating to an open session item on this agenda, which are not exempt from disclosure pursuant to the California Public Records Act that are distributed to a majority of the Planning Commission less than 72 hours prior to an open session, will be made available for public inspection at the Office of the City Clerk at Morgan Hill City Hall located at 17555 Peak Avenue, Morgan Hill, CA, 95037 at the same time that the public records are distributed or made available to the Planning Commission. (Pursuant to Government Code 54957.5)*